

THE COLORADO MEDICAL BOARD

LICENSING PANEL MINUTES

OPEN MEETING

March 16, 2011

9:02 a.m.

The Licensing Panel of the Colorado Medical Board met on Wednesday, March 16, 2011, in the offices of the Colorado Medical Board, 1560 Broadway, Conference Room 110-A, Denver, Colorado, beginning at 9:02 a.m. The meeting was noticed in accordance with Division Policy.

Present were: Dr. Groce, Dr. Matthews, and Mr. Schoenmakers.

Dr. Matthews conducted the meeting.

Also in attendance for all or part of the meeting were: Marschall Smith, Program Director; Maria Soto, Program Assistant; Jan Seewald, Licensing Specialist; Dennis Rhodes, Office of Expedited Settlement; and Assistant Attorney General Gina Simonson.

MINUTES

A motion was made, seconded, and carried to approve the minutes of the meeting of February 16, 2011, as amended.

LICENSING MATTERS

A motion was made, seconded, and carried to enter into Executive Session at 9:07 a.m. The Panel enter into executive session for the purpose of receiving legal advice on specific legal questions, pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), and for the purpose of discussing matters required to be kept confidential by federal law or rules or state statutes pursuant to C.R.S. section 24-6-402(3)(a)(III), specifically:

To discuss with counsel specific legal questions regarding the applicability of C.R.S. 12-36-116 to the following applicants: Mathew Scheberle, PA; Robin Thompson, MD, Joseph Berdecia-Rodiguez, MD; Gary Donovitz, MD; Brandon Patton, MD; Robert Powell, MD; Jo Ann Watson, MD; Denton Woodward, MD

To discuss the medical records which are confidential pursuant to C.R.S. 25, article I, part 12 and C.R.S. section 13-90-107(1)(d) for the following applicant: Victoria Kysela, PC, and Paul Curlee, MD

After discussion, the Panel exited the Executive Session at 10:17 a.m. and returned to open session.

Physicians – Administratively Approved

A motion was made, seconded, and carried to approve the physician applicants listed below for licensure:

**Anz, Adam William
Bailey-Tregenza, Bridget
Balldin, Bjorn Christian
Beck, Valerie Anne
Bernard, Jennifer Bacalla
Bleacher, Heather Robbins
Brandt, George Thomas
Brewer, Rachel Biber
Brockel, Megan Ann
Bruno-Meyappan, Sandra
Busch, Benjamin Albertus
Caldwell, Joseph Martin, II
Castro-Silva, Fernando Javier
Clark, Larry Keith
Cooper, Warren Paul
Cote, Valerie
Fischer, Julie Ann
Fishman, Shira Gail
Fitzpatrick, Ellen M
Flores, Ana Isabel
Frazier, Leah Gwendolyn
Garrett, Michael Dennis
Garwood, Elizabeth Ashley
Gassen, Joseph A
Gordon, David Michael
Gordon, Joshiah R
Grande, William Joseph
Hansel, Tracey Elizabeth Beard
Hippely, Melissa Rae
Hohensee, Samantha Elizabeth
Holt, Cindy R
Hoover, Aaron Zachary
Hurley, Michael Philip
Imhoff, Trisha Ann
Johnston, Janice Gloria
Jones, Jamira Truvillyn
Kaderbek, Eric Wayne
Koo, Phillip Jahyung
Lee, Garrett Brent**

**Linhorst, Jennifer Ann
Martini, Dana Lynn
Mattison, Tanner Layne
Mayles, William Jonathan
Messacar, Kevin Brett
Mikaelian, Susan
Moore, Gaea Schwaebe
Moraw, Denise Rene
Moses, James Ethan
Mosiman, Robert Joseph
Ornelas Lozano, Abby
Padalecki, Jeffrey Ryan
Parikh, Tejas Nikunj
Park, Hy Gia Young
Parrish, Charles Andrew
Patel, Niraj R
Pei, Jonyean
Peko, Ashley-Alpana Rawloo
Petre, Benjamin McVay
Porr, Darrel Robert
Reimer, Meredith Stewart
Romero, Alex Anthony
Rost, Nancy Jane
Samarin, Frank Mark
Shumann, Elizabeth Mary
Smith, Wiley Joseph
Stevens, Quinn James
Stratil, Peter Gabriel
Tom, Jennifer Margaret
Volk, Andrea L
Waldrop, Norman Erskine
Walters, Jeannine Therese
Warner, Laura Carolyn
Wilkins, Charles
Wolff, Gregory Alan
Zapata, Sarah Alexandra**

Physician Training Applicants – Administratively Approved

A motion was made, seconded, and carried to approve the physician training applicant listed below for licensure:

Jackson, Kimberley Evelyn
Mitchell, Justin Sean

Physician Assistants Reinstatement Applicant - 1 Civil Malpractice Case - Administratively Approved

A motion was made, seconded, and carried to approve the physician assistant applicant listed below for licensure:

John McCord Jennings, PA-C

Physician Applicants – 1 Civil Malpractice Case – Administrative Approved

A motion was made, seconded, and carried to approve the physician applicants listed below for licensure:

Teresa Caldwell Harper, M.D.
Nathan John Ker, D.O.
Danielle Sarah McDermott, M.D.
David Metz, M.D.
Keith Allen Norvill, D.O.
Stephen S. Rotholz, M.D.
Kaitlin Murphy Widmer, M.D.
James Robert Young, M.D.

IMG Applicants – Administratively Approved

A motion was made, seconded, and carried to grant the physician applicants listed below a Colorado medical license pursuant to Section 12-36-107.6., C.R.S.:

Irene W. Macharia, M.D.
Sanjana P. Mehrotra, M.D.
Birendra Prasad Sah, M.D.
Sadia Salim, M.D.
Elsa Felicita Velazquez, M.D.
Wojciech Zolcik, M.D.

Special Physician Assistant Applicant – Requiring Board Review

Victoria Fencel Kysela, PA-C

A motion was made, seconded, and carried to table this case for a CPHP evaluation.

Matthew Anthony Scheberle, PA-C

Mr. Scheberle was present at the meeting.

After review of the application, a motion was made, seconded, and carried to grant Mr. Scheberle a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Scheberle a letter outlining some of the resources available to all Colorado Physicians.

Special Physician Applicants – Reinstatement - Requiring Board Review

Paul Guy Curlee, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Curlee a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Curlee a letter outlining some of the resources available to all Colorado Physicians.

Robin Kay Thompson, M.D.

Dr. Thompson was present at the meeting.

After review of the application, a motion was made, seconded, and carried to grant Dr. Thompson a Colorado medical license.

Special Physician Applicants – Endorsement – Requiring Board Review

Joseph Berdecia-Rodriguez, M.D.

After full consideration of the information available, a motion was made, seconded, and carried to deny Dr. Berdecia-Rodriguez a Colorado Medical license by endorsement.

A second motion was made, seconded, and carried to allow Dr. Berdecia-Rodriguez to withdraw his application.

Gary Steven Donovitz, M.D.

A motion was made, seconded, and carried to table this case for a CPHP evaluation.

Special Physician Applicants – Requiring Board Review

Ronald Bresler Durning, Jr., M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Durning a Colorado medical license.

Jeffrey John Heinemann, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Heinemann a Colorado medical license.

James Gabriel Lopez, M.D.

The Panel reviewed the mitigating circumstances and information regarding Dr. Lopez' request for a waiver.

A motion was made, seconded and carried to waive the timeline provision of paragraph 5 of Board Rule 100 and grant Dr. Lopez a Colorado medical license.

Brandon James Patton, M.D.

A motion was made, seconded, and carried to table this case for a CPHP evaluation.

Robert Lewis Powell, M.D.

Dr. Powell was present at the meeting and was accompanied by his counsel Vicki Lovato, Esq.

A motion was made, seconded, and carried to table this case to obtain additional information from CPHP.

A second motion was made, seconded and carried to authorize the Program Director to grant Dr. Powell a medical license after receipt and review of CPHP evaluation.

Steve Wendelin Schwartz, M.D.

After full consideration of the available information, a motion was made, seconded, and carried to grant Dr. Schwartz a Colorado medical license to practice administrative medicine only as requested.

A second motion was made, seconded, and carried to allow Dr. Schwartz to withdraw his application.

Jo Ann Watson, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Watson a Re-Entry License.

A second motion was made, seconded, and carried to allow Dr. Watson to withdraw her application.

Denton Dick Woodward, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Woodward a Colorado medical license.

Special IMG Applicants – Requiring Board Review

Eduardo Nilo Vasconcelos Novais, M.D.

The Panel reviewed the mitigating circumstances and information regarding Dr. Novais' request for a waiver.

A motion was made, seconded, and carried to waive the requirement that the Applicant complete three years of postgraduate clinical training of Policy 20-05 and in view of his exceptional, cutting edge postgraduate education grant Dr. Novais a Colorado medical license.

Distinguished Foreign Teaching Applicant – Renewal – Requiring Board Review

Philip Frank Stahel, M.D.

After review of the application, a motion was made, seconded, and carried to approve Dr. Stahel for renewal of his Distinguished Foreign Teaching Physician license.

Add-ons:

John Christopher James, M.D.

After review of the application, a motion was made, seconded, and carried to allow Dr. James to sit for the USMLE Step 3 examination.

Eric John Hess, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Hess a Colorado medical license.

UNLICENSED PRACTICE OF MEDICINE

A motion was made, seconded, and carried to enter into Executive Session at 12:22 p.m. The Panel enter into executive session for the purpose of receiving legal advice on specific legal questions, pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), and for the purpose of discussing matters required to be kept confidential by federal law or rules or state statutes pursuant to C.R.S. section 24-6-402(3)(a)(II) and (III), specifically:

Discussion with counsel to receive legal advice on specific legal questions regarding the applicability of C.R.S. 12-36-113.3(3) to the following individuals: Terry Lee Schwartz, PA; and Cyndi Goodman.

Discussion with counsel to receive legal advice on specific legal questions regarding the applicability of C.R.S. 12-36-111.3(3)6 to allegations of unlicensed practice AND to discuss investigatory files compiled for a law enforcement purpose, which are confidential pursuant to C.R.S. 24-72-204(2)(a)(I): the disclosure of which would be contrary to the public interest related to: Achress Kish, aka Nathaniel Fortson.

After discuss, the Panel exited the Executive Session at 12:237 p.m. and returned to open session.

Allegations of Unlicensed Practice of Medicine

Leopoldo G. Asunsulo, M.D.

A motion was made, seconded, and carried to refer this case to the Office of Investigations.

B12 Shots of Colorado

A motion was made, seconded, and carried to send a letter requesting information regarding their Medical Director.

Regina Caramillo

A motion was made, seconded, and carried to table this case to obtain additional information.

A second motion was made, seconded and carried to authorize the Program Director to contact the Dental Board.

Terry Lee Schwartz, PA-C

A motion was made, seconded, and carried to refer this case to an Inquiry Panel of the Colorado State Medical Board.

Allegations of Rule 800 Violations

Cyndi Goodman

A motion was made, seconded, and carried to issue Ms. Goodman a Cease and Desist Order for the unlicensed practice of medicine.

A second motion was made, seconded, and carried to authorize the Program Director to sign for the Panel.

Add-ons

Achress Nathana-El Kish

A motion was made, seconded, and carried to issue Mr. Kish a Cease and Desist Order for the unlicensed practice of medicine.

A second motion was made, seconded, and carried to authorize the Program Director to sign for the Panel.

A third motion was made, seconded, and carried to refer this case to the Pharmacy Board.

Luithuk Zimik, M.D.

A motion was made, seconded, and carried to refer this case to the Office of the Attorney General to assess complaint for injunctive action.

A second motion was made, seconded and carried to authorize the Program Director to issue appropriate injunctive action as advised by the Office of the Attorney General.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:09 p.m. These minutes were approved by the Licensing Panel on April 20, 2011.

Approved by: Kathleen Matthews, M.D.

Date: April 20, 2011